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17 Attorneys for Plaintiffs  
 CORY SPENCER, DIANA MILENA  
 18 REED, and COASTAL PROTECTION  
 RANGERS, INC.  
 19

20 **UNITED STATES DISTRICT COURT**  
 21 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**  
 22

23 CORY SPENCER, an individual;  
 24 DIANA MILENA REED, an  
 individual; and COASTAL  
 25 PROTECTION RANGERS, INC., a  
 26 California non-profit public benefit  
 corporation,

27 Plaintiffs,  
 28

CASE NO. 2:16-cv-02129-SJO (RAOx)

**DECLARATION OF JOSEPH  
 LANNING IN SUPPORT OF  
 PLAINTIFFS' MOTION FOR CLASS  
 CERTIFICATION**

Judge: Hon. S. James Otero  
 Date: February 21, 2017  
 Time: 10:00 a.m.  
 Crtrm.: 10C

1  
2 v.

3 LUNADA BAY BOYS; THE  
4 INDIVIDUAL MEMBERS OF THE  
5 LUNADA BAY BOYS, including but  
6 not limited to SANG LEE, BRANT  
7 BLAKEMAN, ALAN JOHNSTON  
8 AKA JALIAN JOHNSTON,  
9 MICHAEL RAE PAPAYANS,  
10 ANGELO FERRARA, FRANK  
11 FERRARA, CHARLIE FERRARA,  
12 and N. F.; CITY OF PALOS  
13 VERDES ESTATES; CHIEF OF  
14 POLICE JEFF KEPLEY, in his  
15 representative capacity; and DOES  
16 1-10,

17 Defendants.

18 I, Joseph Lanning, declare as follows:

19 1. For the last 30 years, I have resided in San Pedro, California.  
20 Currently, I am a retired art director. I have personal knowledge of the  
21 matters stated in this declaration and, if called as a witness, could and would  
22 testify competently as to its contents.

23 2. I grew up in Manhattan Beach, California, and I attended  
24 Aviation High School in Redondo Beach, California. I have also lived in  
25 Torrance, Lawndale, and Redondo Beach, all in California. I attended El  
26 Camino College in Torrance where I received an associate's degree in  
27 general education.

28 3. I enjoy hiking and walking my dogs, both German shepherds,  
and I like having the freedom to hike and walk my dogs wherever I can. I  
have driven by Lunada Bay, and it's a beautiful place where I would like to  
hike or walk my dogs.

1           4.     However, for more than 30 years, while living in the South Bay  
2 area, I have heard that Lunada Bay is off-limits to outsiders and that people  
3 will be bullied and assaulted and their cars will be vandalized if they go  
4 there. Although my German shepherd dogs might protect me, I would be  
5 concerned that they would harm someone harassing me and I would be held  
6 liable. I am informed and believe that the locals at Lunada Bay will harass  
7 not just surfers but anyone who might be perceived as encroaching on their  
8 territory. For these reasons, I have avoided visiting Lunada Bay.

9           5.     On January 30, 2016, I wrote an e-mail to Palos Verdes Estates  
10 Police Chief Jeff Kepley about my concerns regarding the bullying and illegal  
11 activities of the Lunada Bay Boys. Chief Kepley responded on the same  
12 day, and said that City staff is considering options “to deal with this situation  
13 including gang-related legal remedies. ... Work continues on that front.  
14 Further, staff is assessing options related to the stone patio, which too is not  
15 as simple as one would think.” Attached as **Exhibit 1** is a true and correct  
16 copy of this e-mail exchange.

17           6.     If it were safe for me to visit Lunada Bay and I were not hassled,  
18 I would like to visit Lunada Bay to hike or walk my dogs. However, because  
19 of the actions by the Lunada Bay Boys and the City of Palos Verdes Estates,  
20 I am denied access to Lunada Bay.

21           7.     I want the aggressive Bay Boys that engage in unlawful activity  
22 to be barred from using this beach for sufficient time to change attitudes and  
23 for this beach to be returned to the public. I want the City of Palos Verdes  
24 Estates to enforce its ordinances fairly, for it to provide signage so people  
25 will know Lunada Bay is a public beach, for it to provide signage marking the  
26 safest trails to the shoreline, and for the police to take complaints by visiting  
27 beachgoers seriously and be available to help in case non-local beachgoers  
28 are assaulted or otherwise unlawfully excluded from Lunada Bay. I want to

1 be able to visit Palos Verdes Estates beaches, specifically Lunada Bay,  
2 without being intimidated and to be safe in my person and property. And if I  
3 am harassed, I want the City of Palos Verdes Estates police to take my  
4 complaints seriously, instead of simply telling me to get along with the locals.  
5

6 I declare under penalty of perjury under the laws of the United States  
7 of America that the foregoing is true and correct.

8 Executed in SAN PEDRO, California on December 20,  
9 2016.

10  
11   
12 JOSEPH LANNING

## **EXHIBIT 1**

Print - Internet Explorer provided by TOSHIBA

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Print - Close Window - Click More at the bottom of the email to print single message

**Subject:** Re: Bay Boys Solution**From:** Jeff Kepley (jkepley@pvestates.org)**To:** jplanning@yahoo.com;**Cc:** jgoodhart@pvestates.org; jking@pvestates.org; bpeterson@pvestates.org; jrea@pvestates.org; jvandeever@pvestates.org;**Date:** Saturday, January 30, 2016 12:24 PM

Thank you for your email and suggestion Mr. Landing. Our City staff members are considering many options to deal with this situation including gang-related legal remedies. You may know, however gang injunctions apply to only members of the subject group. The issue remains, for enforcement and prosecution purposes, who is and is not a member of that group. Work continues on that front. Further, staff is assessing options related to the stone patio, which too is not as simple as one would think. I so appreciate your sentiments and views. We are committed to creating and maintaining access to our coastal waters for all to enjoy and end the legacy of the Bay Boys. We need and appreciate your support.

Jeff Kepley  
PVE Police Chief

Jeff Kepley

On Jan 30, 2016, at 11:41 AM, Joe Lanning <jplanning@yahoo.com> wrote:

Dear Chief Kepley,

Have you considered filing a gang injunction against these overage surf punk thugs? If they were forbidden access to the oceanfront area they have ruled over in defiance of the law for the past 30+ years, problem solved. Surely you know who they all are and can readily demonstrate to a judge that their past behavior warrants their permanent expulsion from Lunada bay and it's environs.

Also, demolishing their "fort" would be a good start, considering it is a tangible symbol of their power. Its removal, as well as an injunction, would send a strong message to the community and the world that the days of Bay Boy hegemony will no longer be tolerated or condoned by PVE. These actions would go along way to repairing the tarnished and embarrassing perception of PVE as accepting of violent localism. As it stands now, adjacent communities and the press, locally, nationally, and internationally, consider PVE a haven for illegal and violent behavior, as long as it is committed by locals.

The Bay Boys have "owned" that piece of oceanfront for 30+ years; it is considerably past time for the rest of us to have free and safe access to this section of the public coast.

Sincerely, Joe Lanning  
San Pedro